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P. TANAKA, CLERK
THIRD CIRCUIT COURT
STATE OF HAWAII

Attorney for State of Hawai'i

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

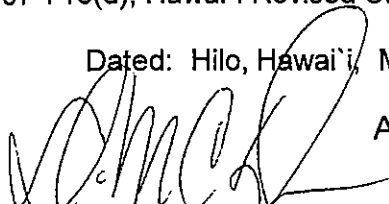
STATE OF HAWAII) CR. NO. 05-1 -0080
)
vs.) INDICTMENT
)
WENDELL TANGARO,) (Hilo)
)
Defendant.)
_____)

INDICTMENT (H-04244/SH)

The Grand Jury charges:

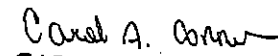
On or about the 17th day of April, 2002, in the County and State of Hawai'i, WENDELL TANGARO, with the intent to terrorize, or in reckless disregard of the risk of terrorizing a public servant, JOSEPH BOTELHO, did threaten by word or conduct, to cause bodily injury to JOSEPH BOTELHO, and/or with the intent to terrorize, or in reckless disregard of the risk of terrorizing another person, JOSEPH BOTELHO, did threaten by word or conduct, with the use of a dangerous instrument, a vehicle, to cause bodily injury to JOSEPH BOTELHO, thereby committing the offense of Terroristic Threatening in the First Degree, in violation of Sections 707-715(1) and 707-716(c), and/or 707-716(d), Hawai'i Revised Statutes, as amended.

Dated: Hilo, Hawai'i, March 23, 2005.



Deputy Prosecuting Attorney
County of Hawai'i

A TRUE BILL

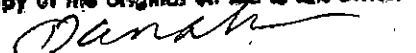


CAROL A. CONNER

Foreperson

EXHIBIT 5

I hereby certify that this is a full, true and correct
copy of the original on file in this office.



Clerk, Third Circuit Court, State of Hawaii